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# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

355 West North Temple

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Salt Lake City, Utah 84180-1203

801-538-5340

July 20, 1989

Mr. Mark F. Lindsey, Secretary  
The Native Asphalt Company  
136 East South Temple  
University Club Building, Suite 1750  
Salt Lake City, Utah 84111

*Mark*  
Dear Mr. Lindsey:

Re: Notice of Intention to Commence Small Mining Operations, Native #1 Project,  
S/047/036, Uintah County, Utah.

Thank you for your Notice of Intention to Commence Small Mining Operations, received by the Division on July 18, 1989. The application for the proposed Native #1 Project, located in Section 31, T5S, R22E, and Section 36, T5S, R21E, will be considered a revision to the previously filed SMO, the Cameron #1 Project. As we discussed during a telephone conversation yesterday, the reason this project must be considered a revision to the Cameron #1 Project, and not a separate mining operation, is the following:

As defined in UCA 40-8-4.11, "On-site" means the surface lands on or under which surface or underground mining operations are conducted. A series of related properties under the control of a single operator but separated by small parcels of land controlled by others will be considered a single site unless excepted by the division.

As a matter of policy, the Division has adopted a 1-mile radius around properties to distinguish "on-site" properties. Any properties whose 1-mile radius is overlapping or touching will be considered a single operation. Since the Cameron #1 Project is within two miles distance from the Native #1 Project, the Division considers this a single operation. In order to maintain the status of a Small Mining Operation, the combined surface disturbance for the Cameron #1 and Native #1 Projects must remain under 5 acres at any given time. As we discussed during our telephone conversation, The Native Asphalt Company can achieve this by practicing contemporaneous reclamation.

To avoid confusion, the combined Projects should be referred to as the Native #1 Project, and retain the Division file number S/047/036. Should you wish to expand this project beyond the five acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements.

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Mark F. Lindsey  
The Native Asphalt Company  
S/047/036  
July 20, 1989

Thank you for your cooperation. When in the area, a member of the Division staff will examine the site. Best wishes with your mining operation.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott Johnson", with a stylized flourish at the end.

Scott Johnson  
Reclamation Engineer

jb  
cc: Kenneth L. Alkema, DEH  
Jerry Mansfield, State Lands  
Lowell Braxton  
Minerals Team  
MN31/40-41